



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

---

EAG/JDG/CMP  
F.#2008R00530

*271 Cadman Plaza East  
Brooklyn, New York 11201*

January 12, 2012

By ECF

The Honorable Brian M. Cogan  
United States District Judge  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: United States v. Thomas Gioeli, et al.  
Criminal Docket No. 08-240 (S-6) (BMC)

Dear Judge Cogan:

On December 14, 2011, the government filed a second motion in limine to admit certain evidence against the defendants at trial. (See Docket Entry No. 1318). On January 9 and January 11, 2012, the defendants filed their papers in opposition. (See Docket Entry Nos. 1326 and 1328). The government writes respectfully to request permission to file a reply brief on or before January 23, 2012. Counsel for the defendants have

The Honorable Brian M. Cogan  
January 12, 2012  
Page 2

consented to this request. The government does not request oral argument in connection with this in limine motion.

Respectfully submitted,

LORETTA E. LYNCH  
UNITED STATES ATTORNEY

By: /s/ James D. Gatta  
Elizabeth A. Geddes  
James D. Gatta  
Cristina M. Posa  
Assistant U.S. Attorneys

cc: Adam D. Perlmutter, Esq. (by ECF)  
Carl J. Herman, Esq. (by ECF)  
Samuel W. Braverman, Esq. (by ECF)  
Louis V. Fasulo, Esq. (by ECF)  
Clerk of the Court (BMC) (by ECF)